

MINUTES
JULY 10, 2017
BROOKHAVEN BOROUGH COUNCIL MEETING

At 7:00 PM Council President, John Wilwert, called the regularly scheduled meeting of Brookhaven Borough Council to order. Mr. Wilwert welcomed everyone and led in the Pledge of Allegiance to the American Flag. Councilwoman Sawicki read the names of the Borough residents who passed away during the month of June—Janet Soscia, Margaret Bourquin, Joseph Shillingsburg and Ryan Coupe.

The record shows all Council Members except Mr. Linowski present and on time as were Solicitor Maddren, Engineer Catania and Secretary McKinley. Mr. Linowski is absent because his wife is in the hospital. Mayor Hess is on vacation.

PRESENTATIONS FROM COUNCIL

Ms. Leslie and Mr. Wilwert presented Harry Davidson and Lynn McMonagle with a plaque honoring them for 20 or more years of service on the Recycling Committee.

Mr. LaPera and Mr. Wilwert presented Conrad Olinick and Robert McLaughlin with a plaque honoring them for 20 or more years of service on the Zoning Hearing Board.

Relatives, friends and members of Recycling and Zoning were present to see the awards given.

Ms. Sawicki said that she has plaques to present at the August 7 Council meeting to Cathy Warfield for the Board of Health, Stan Warfield and Ronald Jackson for the Planning Commission.

PRESENTATIONS TO COUNCIL

Julia Fernandez and Mary Glendenning from the Middletown Township Library presented the following information about the Middletown Township Library which is part of the Delaware County Library System: In 2016 there were 86,000 visitors, 121,132 items circulated including books, DVD's audiobooks and kits; 22,985 Attended library programs; 8,417 eBooks and audiobooks downloaded, 24/7 Digital Library—Artist Works, Atomic Training, Hoopla, LYNDA; CreateSpace@MFL Makerspace; Program Highlights—TechniGals Summer STEAM Camp-2016 PALA Best Practices Award Winner, Maker Camp Affiliate Site for 5 years, Maker Corps Site Summer 2017-Collaborative project with the J. Lewis Crozer Library in Chester; Access to Equipment and 3D Printer Lending Program; Programs for Adults – Movies @ Middletown, History @ Middletown History Lecture Series, Book a Geek Technology Help; Programs for Kids – Summer Reading Club, Cubbetto Preschool Robotics, Story Times, Friday Night Kids Movie & Craft Night; Programs for Tweens & Teens – Cupcake Decorating, Game Night & Monthly Game Lock-In, Teen Advisory Board; Volunteers – Coding+ Afterschool & Summer Programs, Animate+ Afterschool & Summer Programs, Garden Club, collection & Materials Caregivers, Maker Coaches & Tech Gurus, Book Bin and Friends & Fundraising Events Committee.

Robert Hill, said he had received approval for the Shoppes at Brookhaven and the Ballfield for the Borough. The approval was in November 2015. The record shows the document is titled “Ballfield, Shoppes at Brookhaven MAINTENANCE AGREEMENT. Mr. Maddren explained the agreement and Resolution accepting the 5.37 acre tract conditioned upon certain issues that need to be resolved. Mr. LaPera made the motion and Ms. Leslie the second to approve the Resolution. Motion carried unanimously. This is Resolution 2017-20. Mr. Hill thanked the Office Staff and other borough officials for all of their help with this big project. Without their help the project could not have been completed in such a short period of time.

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While Mr. Hill was speaking to Council, Tom Dykes, 305 West Brookhaven Road, asked Mr. Hill since many trees on the property had been cut down to make way for the development of the parcel causing the bats in the area to be displaced, was Mr. Hill going to install bat houses on the property. Mr. Hill did not understand what Mr. Dykes was talking about.

Mr. LaPera said he wants work done at the ballfield. The weeds need to be taken out of the infield, dirt put in the pitchers' area. Mr. Hill said he is in agreement to do that. The infield grass needs to be dethatched. There's a lot of dead grass there. Mr. Hill agreed to do that too. Mr. LaPera asked Mr. Hill if he was going to reseed in the fall. Mr. Hill said no. He explained that some of the grass is "quick grow" and the rest of the grass is the type that takes a longer time to grow. Mr. Hill said he would check the infield. Mr. LaPera asked if Mr. Hill will put seed down after the area is dethatched. Mr. Hill said he would. Mrs. Fooks asked about the backstop. Mr. LaPera said he is working on something for the future. Mr. Donaway spoke about wear and tear. Mr. Maddren said that if it is worn out from the kids using it, it is not Mr. Hill's responsibility.

Mr. Dykes spoke about stagnant water and asked what Mr. Hill's plans are for the pond. Mr. Hill said that's what it supposed to do—get stagnant. Mrs. Fooks said the Borough has a fountain that Mr. Hill might be able to use. Mr. Hill said there is some baffling in the pond. He would have to get permission to pull that out. Right now the pond is functioning as it should. They will monitor it and if problems arise they will be addressed.

Mrs. Fooks asked Mr. Hill about success getting a restaurant at their location. Mr. Hill said a restaurant has signed a letter of intent and they are also working with another one. They have to get leases in order.

PUBLIC DISCUSSION – No one wished to address Council.

POLICE CHIEF'S REPORT – Chief McGoldrick is out on disability and Detective Habich did not have anything to report.

FIRE CHIEF'S REPORT

For the month of June, 2017, Chief Montella reported the following statistics:

Type	June	Year to Date
Fire Incidents	3	18
Non-Fire Incidents	15	107
Mutual Aids	31	152
Drills	<u>4</u>	<u>26</u>
Total	53	303
Loss		
Structure	\$ 600	\$ 600
Contents	\$ 500	\$ 26,200
Vehicles	<u>\$ 0</u>	<u>\$ 3,000</u>
Loss Total	\$ 1,100	\$ 29,800
Property Endangered	\$200,000	\$1,277,000

There were no firefighter or civilian injuries or deaths.

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<u>Manpower</u>	<u>Calls</u>	<u>Avg. Persons Participating</u>	<u>Hours</u>	<u>Hours Year-To-Date</u>
Fire	53	13	546	2,371
Training	4	28	150	1,321

Brookhaven Volunteer Fire Company responded to the following incidents in Brookhaven: Outbuilding fire on Victor Avenue, motor vehicle accident at 17 East Brookhaven Road, and motor vehicle accident on Dutton's Mill Road. Assisted Chester Fire Department on second alarm building fire on 7th Street; assisted Upland Fire Company on building fire on Main Street and motor vehicle accident on I-95 South; assisted Chester Township on a building fire on Adair Road and a building fire on Milton Drive; assisted Garden City Fire Company on a building fire on Providence Road and building fire on Forrest Street; assisted Rocky Run Fire Company on a building fire at Riddle Village Monticello Building; assisted Parkside Fire Company on a building fire at Parkside Elementary School.

The EMS Fund Drive material has been mailed. Please support it.

Fire Company members' monthly training was on Hurst E-Drolics new battery operated tools, EMS patient removal on stairwells using stair chairs, attack line advancement, pump operations and deck gun operations.

The June EMS Statistics show 70 transports, 7 refusals, 23 assists and 3 second emergencies. June year-to-date EMS calls total 721 and second emergencies through June total 43. Call figures show Brookhaven 52 – 77, Aston 17 – 1, Chester Cit 6 100/82/83/81 – 3, Chester Township 47 – 4, Concordville 59 – 1, Media 23 – 8, Nether Providence 65/51 – 5, Rocky Run 46 – 1.

SCHOOL BOARD REPORT – Principal will return in September or October.

SOLICITOR'S REPORT – Mr. Maddren

Mr. Maddren introduced a Resolution of Brookhaven Borough, Delaware County, Pennsylvania opposing the sale of the assets of the Chester Water Authority. He said Aqua of America has made an offer to purchase the assets of the Chester Water Authority. Ms. Sawicki made the motion and Mrs. Fooks the second to adopt the resolution. Motion carried by unanimous vote. This is Resolution 2017-21

MINUTES APPROVAL

Ms. Sawicki made the motion and Ms. Leslie the second to approve the May 22, 2017 Council Workshop Minutes. Minutes approved by unanimous vote.

Mrs. Fooks made the motion and Ms. Leslie the second to approve the June 5, 2017 Council Meeting Minutes. Minutes approved by unanimous vote.

MAYOR'S REPORT – Mayor Hess is on vacation.

COUNCIL REPORTS

CHAIR ARBOR/SHADE TREE COMMITTEE, LIAISON TO HEALTH INSPECTOR AND HEALTH OFFICER, MEMBER OF GRANT COMMITTEE, LIAISON TO PLANNING COMMISSION, MEMBER LONG RANGE DEVELOPMENT COMMITTEE AND MEMBER FIRE COMMITTEE – Ms. Sawicki

Ms. Sawicki said she doesn't have anything to report tonight. She'll give her report at the June 24 Workshop.

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CHAIR PUBLIC WORKS AND BUILDINGS, LIAISON TO HOLIDAY PARADE COMMITTEE, CHAIR COMPREHENSIVE PLANS, MEMBER TRAFFIC CALMING COMMITTEE AND MEMBER POLICE COMMITTEE – Mr. Donaway

The June Public Works Report shows that the Public Works Employees televised the lateral on Commerce Avenue at the sinkhole. The lateral is separated under the street. Catania Engineering has been notified.

New certified chips have been spread in Garzia Park fall zone.

The bleachers from Sampson Park were moved to Memorial Park for baseball tournaments.

The stop sign at Zoar Street and Hillside Avenue was replaced—sign was missing.

There were no sewer calls.

The rope on one flag pole on Memorial island was replaced because it had broken. All ropes will be replaced in the near future.

Cut grass and high weeds blocking visibility on the corner of Dutton Mill at Dutton's Mill Road which is private property.

Sent letters to property owners for tree limbs blocking stop signs or hanging low over streets—307 Edwards Drive, 3592 Edgewater Lane, Katz Properties for Plaza 352 and PENCO Management for Victoria Woods.

Mr. Donaway continued his report by reviewing parts of the Notes from the July 5 Meeting with Sunoco and Middletown Township Sewer Authority Meeting. The topic of Chester Creek Road being closed was brought up. The response was people can get through from Bridgewater Road to Dutton's Mill Road. There will be "one way in". Regarding blasting, Mr. Wilwert asked Mr. Leslie what his plan was. Mr. Leslie said before they start they will call the 9.1.1. Center and also send a text message out. The Police and Fire Department are always aware. Detective Habich will be putting something on Face Book from the Police Department. What is the date of the first blast? Response was probably next week. The charge is actually loaded at 7:15 AM. Blasting starts about 1:30 PM. Mr. Wilwert said he wants the office staff to know about the blasting in case they get calls.

Mr. Donaway spoke about the MS-4 Notice of Intent and what the borough is required to do. Of course, these are unfunded mandates which the borough must accomplish. The 2009 Ford Crown Victoria has 115,000 miles on it. The engine is good too. Can the fire company use it? Can the inspectors use it? If they can't we'll have to advertise it for sale. The gym insulation in the ceiling project is going on now plus the studding in the ways is too. The new gym floor is scheduled to be installed in August and the possible replacement of the bleachers is going to be looked into in 2018. In Memorial Park, another person has fallen down the hill. We need steps and/or a fence in that area. The empty lot next to the Municipal Center will be leveled out, grass planted. It's too late in the season for wild flower seeds to be planted there. Maybe some evergreens there. Joe Keenan will be going on Social Security Disability and will not be returning to work at the municipal center. Mrs. McKinley was asked to advertise the vacancy via a motion by Mr. Donaway and second by Ms. Sawicki. Motion carried by unanimous vote. Mr. Donaway wants to speak with Finance Chairman, Ben Linowski, about bringing Nick Martin on full time to bring Gary Thompson's Public Works Staff up to its 6 person crew. He will be asking that he be paid \$10.50 per hour plus benefits. At 162 East Brookhaven Road there was a tree that came down and broke the fence which is on Borough Property; however, the homeowners (Mr. and Mrs. Jeff Pearl) think the fence is theirs. Mr. Donaway said he is already looking at the 2018 proposed budget in anticipation of knowing what the department under his leadership is going to need. He advised people to lock their houses and cars because there have been break-ins on John Drive and also Trimble Run Condominiums. State Representative Leanne Krueger-Braneky is looking into the possibility of getting the borough some grant money so we can purchase the Hamilton Property on West Brookhaven Road and Edwards Drive. The next Holiday Parade Committee Meeting will be on July 12 at 7:30 PM. Mr. Donaway said that Mayor Hess has requested that he get prices for a Police Flag and Fire Department flag pole and flags.

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LIAISON TO ZONING HEARING BOARD, LIAISON TO RECREATION COMMITTEE, MEMBER GRANT COMMITTEE, MEMBER LONG RANGE DEVELOPMENT, MEMBER CONDO ASSOCIATION
Mr. LaPera

Mr. LaPera said that the Zoning Hearing Board did meet on June 13 and approved the applications of Massaro-Dunkin Donuts/Sushi Restaurant at 4580 Edgmont Avenue (old Wawa) and Massaro 4104 Edgmont Avenue for a Beer Distributor.

Mr. LaPera continued his report by saying that the Recreation Committee will meet on July 27 at 7:00 PM. The Recreation Committee has the following events on the horizon: July 21 at 7:00 PM- Theatre in the Park; Family Day Saturday, September 30 from Noon until 4:00 PM; Coach Bag Bingo on October 14 and Golf Outing at Beckett—shotgun start at 12:00 Noon.

Messrs. Donaway and Catania are looking into a retaining wall on the 3rd base line in Memorial Park. Mr. LaPera asked that the security cameras be turned around because people are dumping in Memorial Park.

He continued his report by asking Mr. Maddren about the land Chester Water Authority was going to let the Borough use. Mr. Maddren will touch base with CWA.

BUSINESS AND REVITALIZATION COORDINATOR, CHAIR ORDINANCE COMMITTEE, MEMBER CONDO ASSOCIATION, SCHOOL BOARD LIAISON, CHAIR TECHNOLOGY COMMITTEE, CHAIR GRANT COMMITTEE AND MEMBER POLICE COMMITTEE – Mrs. Fooks

Mrs. Fooks said the Ordinance Committee will meet on July 20th. She said that the resident who was concerned about a neighbor's tree growing over on to his property came to a satisfactory conclusion. The neighbor was able to cut back what was growing on to his property.

She asked that the website be checked frequently for news and updates.

Community News shows that the full Gospel Assembly at 301 Edwards Drive will be distributing free produce and Wawa sandwiches on Tuesdays from 4:00-6:00 PM through September. This is on a first come, first served basis

Citizens Bank which is located in the new Giant Food Store will have their grand Opening on Saturday, August 5 at 11:00 AM. The Philly Phanatic will be greeting people. Also no opening date for Pet Smart has been confirmed.

CHAIR EMERGENCY MANAGEMENT ADMINISTRATION, CHAIR RECYCLING/TRASH COMMITTEE, CHAIR FIRE COMMITTEE AND CHAIR POLICE COMMITTEE – Ms. Leslie

Ms. Leslie had nothing new to report under Fire, Recycling, Veterans or Police. Under Emergency Management She said Steve Schultz met with a representative from Northern Clearing. They are the front-runners of the whole project who cleared the trees in the right of way for the pipeline. The representative passed our information along so now as each contractor nears Brookhaven, they will be in contact with Steve. This Representative from Northern Clearing was not the appropriate person to ask specific pipeline questions to. Steve Schultz will keep us updated as he collects more information.

Sun Valley Bank is having a car wash on Saturday, July 15 from 10:00 AM to 1:00 PM. It will be at Northley.

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CHAIR FINANCE AND INSURANCE COMMITTEE, CHAIR LONG RANGE DEVELOPMENT, MEMBER FIRE COMMITTEE, MEMBER CIVIL SERVICE COMMISSION AND CHAIR CONDO ASSOCIATION COMMITTEE – Mr. Linowski was absent because of family illness.

Mr. Wilwert asked for a motion to approve the Bill List dated 07/10/17 with a General fund Total of \$254,509.27, a Trash Fund Total of \$1,187.50 and a Sewer Fund Total of \$8,966.05 for a Grand Total of \$264,662.82. Ms. Sawicki so moved and Mr. Donaway made the second. Motion carried by unanimous vote.

ENGINEER’S REPORT – Mr. Catania

Mr. Catania opened the bids for the Municipal Complex Decorative Lighting. Proof of Publication was provided. Bids were received from the following companies:

	Base Bid	Alternate
	<u>6 LED Luminaire w/Post</u>	<u>6 Std. Tampered Post (deduct)</u>
AN Lynch Co., Inc. Spring City, PA	\$46,950	\$1,800
Charles Higgins & Sons, Media, PA	\$29,620	\$1,920
Ford Brothers Electric, Norwood, PA	\$47,100	\$1,764
Perrotta Properties, LLC, Folsom, PA	\$24,000	\$3,200

Mr. Catania took the bids back to Catania Engineering for review and tabulation. Earliest bid award date will be August 7, 2017 at the Council Meeting.

Mr. Catania spoke about our MS-4 Permit and all of the mandates required to satisfy the permit. Mr. Donaway said these are unfunded mandates with the financial burden on the municipality.

The gym needs to be repainted. Ms. Sawicki made the motion and Mr. Donaway the second to award this job to LEBO.

Harry Swayngim would like to have an exhaust fan installed in the gymnasium. Depending upon the cost, it may be necessary to put this out for bids. Mr. Catania asked for a motion to put it out for bids, if necessary. Ms. Sawicki made the motion and Mr. Donaway the second to authorize Catania Engineering to put this out for bids, if necessary. Motion carried by unanimous vote.

The downspout in the area between the District Court and the gymnasium caused water to get into the gym. Mr. Donaway made the motion and Mrs. Fooks the second the get this problem resolved.

Street paving repairs are needed at 4361 Marianne Drive and 4823 Shepherd Street. Mr. Donaway made the motion and Ms. Sawicki the second to authorize these repairs. Motion carried by unanimous vote.

Ms. Sawicki asked Mr. Catania if the Borough is getting new street lights soon. Mr. Catania said he will follow up on that.

CHAIR INSPECTORS AND FIRE MARSHAL, MEMBER FIRE COMMITTEE, DEPUTY EMERGENCY MANAGEMENT COORDINATOR, CHAIR TRAFFIC CALMING, MEMBER TECHNOLOGY COMMITTEE AND MEMBER HISTORICAL COMMITTEE – Mr. Wilwert

Mr. Wilwert read the Building Inspector and Code Enforcement Officer’s report for June. During that month,

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Messrs. Jon and Robert Grant performed 9 Rental Property Inspections, 35 Property Transfer Inspections, 39 Permits were issued and 79 Permit Related Inspections were done. There were also 9 Maintenance Related Inspections.

INSPECTORS' REPORTS

FIRE MARSHAL – Mr. Leslie

Fire siren blew and Mr. Leslie had to leave.

PUBLIC FIRE SAFETY – Chief Montella and/or Mr. Bynum

Fire siren blew and Mr. Leslie had to leave.

ZONING OFFICER – Mr. Hampton

Mr. Hampton said the Cambridge Square Shopping Center is zoned C-5 and he has been trying to get in contact with the owner to find out what company may be coming into that shopping center. Mrs. Fooks said she has had no luck with that either.

There will be two new homes built in the Borough in the near future. One on Arlington Avenue and the other on Upland Road.

Mr. Hampton said he turned in the paperwork on 43 Zoning Permits he has issued since the beginning of the year.

BOARD OF HEALTH – Mrs. Elmer for Mrs. Warfield

Mrs. Elmer said Mrs. Warfield continues to stay on top of problem homes. Lots of high grass issues too.

PUBLIC DISCUSSION

Joe Kurman, 3702 Mount Vernon Avenue spoke about pedestrians running across Edgmont Avenue in the area of the Shoppes at Brookhaven. Even running across Edgmont at Dutton's Mill where there is no cross walk. Mr. Wilwert suggested getting a cross walk put in at Dutton's Mill Road.

On Barlow Avenue at East Brookhaven Road, there is a no left turn from that location but vehicles are ignoring that and turning anyway. Mr. Wilwert said this should be passed on by the Mayor Hess to the Police Officers.

There were several other areas where pedestrian safety is of concern and Mr. Catania will ask for a PennDOT Safety Study.

Mr. Dykes, 305 West Brookhaven Road said there have been 3 accidents as reported in the Fire Chief's Report. Mr. Catania will look into them.

Christine Johnson, 815 Adams Drive spoke about the home inspections in the area of Chester Creek Road. Nine or ten homeowners agreed to the inspection, nine or ten homeowners signed off the inspection and the rest have not responded. She would like those who have not responded to be contacted again. Messrs. Maddren and Catania will request another notice be sent.

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Ms. Leslie said that Northern Clearing is working with Sunoco.

With nothing else to come before Council, Ms. Sawicki made the motion and Mr. Donaway the second to adjourn. Motion carried by unanimous vote.

Respectfully Submitted,

Mary Ellen McKinley
Borough Secretary